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2 IN THE UNITED STATES DISTRICT COURT
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4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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6 BOARD OF TRUSTEES OF THE CEMENT
7 MASONS HEALTH AND WELFARE TRUST
8 FUND FOR NORTHERN CALIFORNIA;
9 BOARD OF TRUSTEES OF THE CEMENT
10 MASONS VACATION-HOLIDAY TRUST
11 FUND FOR NORTHERN CALIFORNIA;
12 BOARD OF TRUSTEES OF THE CEMENT
13 MASONS PENSION TRUST FUND FOR
14 NORTHERN CALIFORNIA; AND BOARD OF
15 TRUSTEES OF THE CEMENT MASONS
16 TRAINING TRUST FUND FOR NORTHERN
17 CALIFORNIA,

No. CV-14-3519 MMC

JUDGMENT IN A CIVIL CASE

12 Plaintiffs,
13
14 v.
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16 VALLEY CONCRETE CONSTRUCTION
17 INC., a California corporation,
18

Defendant.
19 _____ /
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21 (X) **Decision by Court.** This action came to trial or hearing before the Court. The
22 issues have been tried or heard and a decision has been rendered.
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IT IS SO ORDERED AND ADJUDGED

24 1. Plaintiffs shall have judgment in the total amount of \$131,905.49 against defendant
25 Valley Concrete Construction Inc., such sum comprising (a) unreported, unpaid contributions
26 under 29 U.S.C. § 1132(g)(2)(A) in the amount of \$71,906.38 together with interest thereon
27 under § 1132(g)(2)(B) in the amount of \$23,377.27 and interest under § 1132(g)(2)(C) in the
28 amount of \$23,377.27; (b) liquidated damages and interest in the amount of \$1497.82 on
contributions paid but paid late; (c) attorneys' fees in the amount of \$10,250.00 and costs in the
amount of \$1,496.75.

1 2. Defendant is hereby DIRECTED to allow plaintiffs' auditor to come onto its premises
2 and to perform an audit of its financial records and the financial records of its predecessor Valley
3 Concrete Construction for the period October 2013 through the present including, but not limited
4 to, the following records: Individual earnings records; federal tax forms W-3/W-2 and
5 1069.1099; reporting forms for all plaintiff trust funds, state DE-3/DE-6 tax reports; workers'
6 compensation insurance; employee time cards; payroll registers/journals; quarterly payroll tax
7 returns (Form 941); check register and supporting cash vouchers; forms 1120, 1040 or
8 partnership tax returns; general ledger; source records, including time cards and time card
9 summaries for all employees; certified payroll reports; personnel records indicating job
10 classifications and hire/termination dates; cash disbursement journal; vendor invoices; copies of
11 subcontract agreements; cash receipts journal; job cost records; records of related entities; and
12 any other books and records that may be necessary to complete the auditor's determination or
13 provide additional explanation of defendant's financial records.

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Dated: May 7, 2015

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Richard W. Wiking, Clerk

Tracy Lucero

By: Tracy Lucero
Deputy Clerk